

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE:)	CASE NO.: 19-51814-LRC
)	
ANTHONY HARRISON,)	CHAPTER 13
)	
Debtor.)	

MOTION TO EXTEND AUTOMATIC STAY

COMES NOW Debtor, ANTHONY HARRISON., and asks this Court to extend the automatic stay of 11 U.S.C. Section 362(a) in this Chapter 13 Bankruptcy Case against all Creditors and show the Court the following:

1.

On February 2, 2019, Debtor filed a Voluntary Petition for Bankruptcy relief under Title 11, Chapter 13 of the United States Code.

2.

Debtor has filed a previous Chapter 13 bankruptcy case, bringing it within 11 U.S.C. Section 362(c)(3). Case No. 17-55705-LRC was filed on March 29, 2017 (the "First Case") and dismissed on December 21, 2018.

3.

Debtor's First Case was dismissed for failure to comply. During the First Case, Debtor remitted timely payments for two years consecutively. Debtor unfortunately experienced a death in his family, he incurred unexpected expenses and unfortunately, Debtor's First Case was dismissed.

4.

Debtor filed the instant case to prevent a repossession of his vehicle and to pay his outstanding tax debt and unsecured debts as well. Extending the automatic stay will help Debtor prevent a repossession of his vehicle, pay his tax debts and allow him to also address his unsecured debts. In the instant case, Debtor has proposed a one hundred percent (100%) dividend to his unsecured creditors and he has also filed an employment deduction order.

5.

Debtor has filed the instant case in good faith. Debtor asks the Court to find that the presumption that the instant case was not filed in good faith has been rebutted by clear and convincing evidence, as outlined above, and extend the automatic stay. Debtor asks the Court to allow her the opportunity to be successful in her current Chapter 13 case.

WHEREFORE, Debtor prays that this motion be granted and that the automatic stay of 11 U.S.C. Section 362(a) be extended against all creditors.

Dated this 14th day of February, 2019.

Respectfully Submitted,

_____/s/_____
Howard Slomka, Esq.
Georgia Bar # 652875
Slipakoff & Slomka, PC
Attorney for Debtor
2859 Paces Ferry Rd, SE
Suite 1700
Atlanta, GA 30339

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NOTICE OF HEARING

PLEASE TAKE NOTICE that ANTHONY HARRISON has filed a Motion to Extend Automatic Stay and related papers with the Court seeking an Order on the Motion to Extend Automatic Stay.

PLEASE TAKE FURTHER NOTICE that the Court will hold a hearing on the Motion to Extend Automatic Stay in Courtroom 1204, United States Courthouse, 75 Ted Turner Drive, S.W., Atlanta, Georgia 30303 at 1:45 P.M. on March 5, 2019.

Your rights may be affected by the court's ruling on these pleadings. You should read these pleadings carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one). If you do not want the court to grant the relief sought in these pleadings or if you want the court to consider your view, then you and/or your attorney must attend the hearing. You may also file a written response to the pleadings with the Clerk at the address stated below, but you are not required to do so. If you file a written response, you must attach a certificate stating when, how and on whom (including addresses) you served the response. Mail or deliver your response so that it is received by the Clerk at least two business days before the hearing. The address of the Clerk's Office is: Clerk, U.S. Bankruptcy Court, Suite 1340, 75 Ted Turner Drive, SW, Atlanta, Georgia 30303. You must also mail a copy of your response to the undersigned at the address stated below.

Dated: February 14, 2019

/s/
Howard Slomka, Esq.
Georgia Bar # 652875
Slipakoff & Slomka, PC
Attorney for Debtor
2859 Paces Ferry Rd, SE
Suite 1700
Atlanta, GA 30339

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CERTIFICATE OF SERVICE

I, Howard Slomka, attorney for Debtor, certify that the below listed parties and the attached service list have been served with a true and correct copy of the attached pleadings by placing a copy of same in a properly addressed envelope with adequate postage thereon and deposited in the United States Mail.

Melissa Davey (served via ECF)
Chapter 13 Trustee
Suite 200
260 Peachtree Street
Atlanta, GA 30303

Anthony Harrison
617 Falcons Ridge
McDonough, Georgia 30253-7753

GEORGIA DEPARTMENT OF REVENUE
COMPLIANCE DIVISION
BANKRUPTCY SECTION
1800 CENTURY BLVD. NE, SUITE 9100
ATLANTA, GEORGIA 30345-3205
ATTN: D KOLBERG

Internal Revenue Service
PO Box 7317
Philadelphia, PA 19101-7346

INTERNAL REVENUE SERVICE
401 W PEACHTREE ST, NW
RM 1665, M/S 334-D
ATLANTA GA 30308-3539
ATTN: Robin Harris

Georgia Department of Revenue
Compliance Division, ARCS
1800 Century Blvd, NE
Suite 9100
Atlanta, Georgia 30345-3202

Georgia Department of Revenue
Bankruptcy Division
P.O. Box 161108
Atlanta, Georgia 30321
Verizon by American InfoSource as agent
4515 N Santa Fe Ave.
Oklahoma City, OK 73118

Verizon by American InfoSource as agent
4515 N Santa Fe Ave.
Oklahoma City, OK 73118
Attn: Ashley Boswell

Navient Solutions, LLC. On behalf of
The Department of Education
PO Box 9635
Wilkes-Barre, PA 18773-9635

Navient Solutions, LLC. On behalf of
The Department of Education
220 Lasley Avenue
Wilkes-Barre, PA 18706
Attn: Brenda Golembeski

1st Choice Credit Union
C/o Thompson O'Brien, Kemp & Nasuti, P.C.
40 Technology Parkway South, Suite 300
Peachtree Corners, Georgia 30092-2924

Emerginet-SRMC
Kevin B. Wilson Law Offices
2810 Walker Road Ste 102
Chattanooga, TN 37421

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Kevin B. Wilson Law Offices
2810 Walker Road Ste 102
Chattanooga, TN 37421
Attn: Thelma R. Hall

Calvary SPV I, LLC as assignee of Drive Time
500 Summitt Lake Drive, Ste. 400
Valhall, NY 10595
Attn: Cheryl Guziczek

Calvary SPV I, LLC
P.O. Box 27288
Tempe, AZ 85282

First Financial Investment Fund Holdings, LLC
Jefferson Capital Systems, LLC Assignee
Jefferson Capital Systems
P.O. Box 7999
St, Cloud, MN 56302-9617
Attn: Kelly Lukason

Jefferson Capital Systems, LLC
P.O. Box 772813
Chicago, IL 60677-2813

Portfolio Recovery Associates, LLC
P.O. Box 41067
Norfolk, VA 23541
Attn: Jasmyne C. Spivey

Portfolio Recovery Associates, LLC
P.O. Box 12914
Norfolk, VA 23541

USAA Savings Bank
C/O Weinstein & Riley, PS
2001 Western Avenue, Ste. 400
Seattle, WA 98121
Representative: Devon Gray, Supervisor

USAA Savings Bank
C/O Weinstein & Riley, PS
P.O. Box 3978
Seattle, WA 98124-3978

1st Choice Credit Union
315 Auburn Ave NE
Atlanta, Georgia 30303

Georgia Department of Revenue
Bankruptcy Division
P.O. Box 161108
Atlanta, Georgia 30321

Georgia Department of Revenue
Compliance Division, ARCS-Bankruptcy
1800 Century Blvd, NE
Suite 9100
Atlanta, Georgia 30345-3202

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Suite 1700
Atlanta, Georgia 30339

1st Choice Credit Union
C/o Thompson, O'Brien, Kemp & Nasuti, P.C.
40 Technology Parkway South
Suite 300
Peachtree Corners, Georgia 30092

SEE ATTACHED FOR ADDITIONAL CREDITORS

Dated: February 14, 2019

_____/s/_____
Howard Slomka, Esq.
Georgia Bar # 652875
Slipakoff & Slomka, PC
Attorney for Debtor
2859 Paces Ferry Rd, SE
Suite 1700
Atlanta, GA 30339

Label Matrix for local noticing
113E-1
Case 19-51814-lrc
Northern District of Georgia
Atlanta
Wed Feb 13 15:56:17 EST 2019

Calvary Portfolio Service
PO Box 27288
Tempe, AZ 85285-7288

Dept Of Ed/navient
Po Box 9635
Wilkes Barre, PA 18773-9635

I C System Inc
Po Box 64378
Saint Paul, MN 55164-0378

Navient Solutions Inc
Po Box 9500
Wilkes Barre, PA 18773-9500

Howard P. Slomka
Slipakoff & Slomka, PC
Overlook III - Suite 1700
2859 Paces Ferry Rd, SE
Atlanta, GA 30339-6213

1st Choice Credit Unio
315 Auburn Ave Ne
Atlanta, GA 30303-2603

Cavalry SPV I, LLC
500 Summit Lake Drive, Ste 400
Valhalla, NY 10595-2321

(p)GEORGIA DEPARTMENT OF REVENUE
COMPLIANCE DIVISION
ARCS BANKRUPTCY
1800 CENTURY BLVD NE SUITE 9100
ATLANTA GA 30345-3202

Internal Revenue Service
PO Box 7346
Philadelphia, PA 19101-7346

North Amercn
2810 Walker Rd
Chattanooga, TN 37421-1082

United States Attorney
Northern District of Georgia
75 Ted Turner Drive SW, Suite 600
Atlanta GA 30303-3309

1st Choice Credit Union
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40 Technology Parkway South, Suite 300
Peachtree Corners, Georgia 30092-2924

Melissa J. Davey
Melissa J. Davey, Standing Ch 13 Trustee
Suite 200
260 Peachtree Street, NW
Atlanta, GA 30303-1236

Anthony Harrison
617 Falcons Ridge
McDonough, GA 30253-7753

Albert F. Nasuti
Thompson, O'Brien, Kemp & Nasuti, PC
Suite 300
40 Technology Parkway South
Peachtree Corners, GA 30092-2924

Portfolio Recovery Ass
287 Independence
Virginia Beach, VA 23462-2962

Usaa Savings Bank
Po Box 47504
San Antonio, TX 78265

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Georgia Department of Revenue
Bankruptcy Division
Post Office Box 161108
Atlanta, GA 30321

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)1st CHOICE CREDIT UNION

End of Label Matrix
Mailable recipients 17
Bypassed recipients 1
Total 18